

# Exhibit 1

1                   IN THE UNITED STATES DISTRICT COURT  
2                   FOR THE DISTRICT OF SOUTH CAROLINA  
3                   COLUMBIA DIVISION  
4                   CASE NO. 3:21-CV-03302-MBS-TJH-RMG

5                   THE SOUTH CAROLINA STATE CONFERENCE OF  
6                   THE NAACP, AND TAIWAN SCOTT, ON BEHALF  
7                   OF HIMSELF AND ALL OTHER SIMILARLY  
8                   SITUATED PERSONS,

9                                 Plaintiffs,

10                                vs.

11                   THOMAS C. ALEXANDER, HENRY D. MCMASTER,  
12                   IN HIS OFFICIAL CAPACITY AS GOVERNOR OF  
13                   SOUTH CAROLINA; HARVEY PEELER, IN HIS  
14                   OFFICIAL CAPACITY AS PRESIDENT OF THE  
15                   SENATE; LUKE A. RANKIN, IN HIS OFFICIAL  
16                   CAPACITY AS CHAIRMAN OF THE SENATE  
17                   JUDICIARY COMMITTEE; JAMES H. LUCAS, IN  
18                   HIS OFFICIAL CAPACITY AS SPEAKER OF THE  
19                   HOUSE OF REPRESENTATIVES; CHRIS MURPHY,  
20                   IN HIS OFFICIAL CAPACITY AS CHAIRMAN OF  
21                   THE HOUSE OF REPRESENTATIVES JUDICIARY  
22                   COMMITTEE; WALLACE H. JORDAN, IN HIS  
23                   OFFICIAL CAPACITY AS CHAIRMAN OF THE  
24                   HOUSE OF REPRESENTATIVES ELECTIONS LAW  
25                   SUBCOMMITTEE; HOWARD KNABB, IN HIS  
                    OFFICIAL CAPACITY AS INTERIM EXECUTIVE  
                    DIRECTOR OF THE SOUTH CAROLINA STATE  
                    ELECTION COMMISSION; JOHN WELLS, JOANNE  
                    DAY, CLIFFORD J. ELDER, LINDA MCCALL,  
                    AND SCOTT MOSELEY, IN THEIR OFFICIAL  
                    CAPACITIES AS MEMBERS OF THE SOUTH  
                    CAROLINA STATE ELECTION COMMISSION,

                                  Defendants.

20                   DEPOSITION OF:     ANDREW THEODORE FIFFICK  
21   (Appearing via VTC)

22                   DATE:                         July 21, 2022

23                   TIME:                         10:10 a.m.

<p style="text-align: right;">Page 266</p> <p>1 recall this bit. I think he was trying to decide 2 how many people in Daniel Island. 3 Q. Was it common for Senator Campsen to 4 use his personal Gmail to correspond about 5 congressional redistricting? 6 A. No, huh-uh. I mean, not that I can 7 recall. He didn't do a lot of email so, no. 8 Q. Were you involved in the preparation of 9 the data reported here? 10 A. No. 11 Q. Do you know why there was a focus on 12 Charleston and Daniel Island? 13 A. Because that's the area that Chip 14 Campsen represents. 15 MS. ADEN: Raymond, I'm not sure if 15 16 is the right document that you've uploaded into 17 Exhibit Share. It's South Carolina Senate 22549, 18 22550, which you might see at the end. Are you 19 hearing me because I can't hear you. 20 MR. AUDAIN: Yeah, I'm hearing you. 21 We're at 13. You said tab 70? 22 MS. ADEN: Yes. Oh, wait. I 23 understand why. I somehow got into the wrong 24 folder. 25 Can we go off the record for just two</p>	<p style="text-align: right;">Page 268</p> <p>1 Q. And the counties include Charleston, 2 Berkeley, Dorchester, and Beaufort? 3 A. Yes. 4 Q. And the plans considered are the 5 Benchmark 2011 plan, the Senate Staff Plan, the 6 House Judiciary Plan, and the House Judiciary Plan 7 Senate Amendment 1? 8 A. Yes. 9 MR. TYSON: Leah, I don't know, did you 10 say Benchmark 2011? 11 MS. ADEN: Sorry, 2020. Thank you for 12 correcting me. Benchmark 2020. 13 BY MS. ADEN: 14 Q. Is it Benchmark 2020 or does it 15 actually say? But would you assume that it would 16 be or do you know? 17 A. With the number that, I would assume it 18 would be. I don't know. I couldn't tell you from 19 this document. 20 Q. Looking at all of the measures -- and I 21 want to focus on the Trump column -- does it 22 reflect that in all of the plans compared -- and 23 again, we don't know which benchmark we're 24 referring to, but between the plans compared, that 25 in Charleston, Berkeley, Dorchester, and Beaufort,</p>
<p style="text-align: right;">Page 267</p> <p>1 minutes? I want to make sure I'm in the right 2 folder. 3 THE REPORTER: Yes. 4 MS. ADEN: Okay. I'm back. Thank you. 5 BY MS. ADEN: 6 Q. If you could look at the document 7 titled 2250 or Bates stamped 22550, I apologize. 8 A. I don't see one marked that, but it's 9 the next page, I assume. 10 Q. Yeah, I think it fell off. I apologize 11 for that too. South Carolina Senate 22550. 12 A. Yep. I've got it. 13 Q. What information is this chart 14 reporting? 15 A. It looks like it's got -- is it maybe 16 that 19,000 people or subtracted 19,000 people from 17 Charleston and Daniel Island? Looks to be 18 comparisons population. 19 Q. So the DI in the second set of data on 20 the bottom, DI is referring to Daniel Island? 21 A. I think so. 22 Q. And does it look like it's reporting 23 the population numbers and Trump support in several 24 counties under various plans? 25 A. Yes, it is.</p>	<p style="text-align: right;">Page 269</p> <p>1 that the Trump share of the vote increased from the 2 Benchmark Plan? 3 A. Yes. I think you can see. 4 Q. From 53 percent to over 54 percent in 5 some of those areas? 6 A. Yes. 7 Q. And it looks like under both measures, 8 the top columns -- the top rows and the bottom 9 rows, that the population of Charleston is reduced 10 significantly from the Benchmark Plans or reduced? 11 A. Yes. I think so. 12 Q. Is this the type of political data that 13 we've been discussing this afternoon that was 14 reported with plans that you and others who were 15 working on plans would provide? 16 A. Sure. Yeah. 17 Q. Did you attend the meeting where this 18 information -- was there a meeting where this 19 information was shared to Senator Campsen? 20 A. I don't recall whether this was 21 something we shared with him at a meeting or got 22 to -- I'm sure at some point he talked with us 23 about it, I'd say. He wouldn't have just received 24 this information cold and not discussed it at some 25 point.</p>